

Message Text

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FOR ROBERT ROSENSTOCK, US LEGAL DIVISION ONLY

FOLLOWING REPEAT SAN JOSE 869 ACTION SECSTATE 2 MAR QUOTE

UNCLAS SAN JOSE 0869

E.O. 11652: N/A

TAGS: PFOR, PGOV, CS

SUBJECT: EXTRADITION LAW: SPANISH APPEAL

REF: (A) SAN JOSE 702 (B) KILDAY-BOVA TELCON MARCH 1, 1977

1. SUMMARY. IT MAY BE A WHILE BEFORE A COSTA RICAN SUPERIOR COURT DECIDES WHETHER OR NOT AN EXTRADITION LAW EXISTS. END SUMMARY.

2. MARCH 2 EXCELSIOR CITES JUDICIAL SOURCES TO REPORT THAT THE SUPERIOR COURT, TO WHICH THE SPANISH GOVERNMENT APPEALED A LOWER JUDGE'S RULING THAT COSTA RICA'S 1976 EXTRADITION LAW (OR ANY OTHER EXTRADITION LAW) DOES NOT EXIST, (REF A) HAS TURNED THE APPEAL OVER TO ANOTHER COURT. REASON CITED FOR THIS CHANGE IS A RECENT COSTA RICAN SUPREME COURT ADMINISTRATIVE DECISION THAT DIVIDES THE WORK IN THE LOWER COURTS.

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3. ACCORDING TO SAME PRESS ACCOUNT, THE MATTER WILL BE RESOLVED BY THE COURT "IN THE NEXT FEW WEEKS."

4. SPANISH EMBASSY DISCLAIMS ANY KNOWLEDGE OF THIS ACCOUNT, AND IS TRYING THROUGH ITS LAWYER TO DETERMINE EXACTLY WHAT SITUATION OF ITS APPEAL IS. KILDAY

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Message Attributes

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